

REMARKS

Initially, Applicant would like to thank the Examiner for indicating that claims 6 and 7 contain allowable subject matter and would be allowed if amended to independent form.

In the office action the Examiner has entered a restriction requirement necessitating the election from the following groups:

Group I - claims 1-8, allegedly drawn to a device for compensating for pressure drop in a pipe.

Group II - claims 9-11, allegedly drawn to a system for filling containers.

In response applicant elects without traverse Group I for further prosecution on the merits. Applicant reserves the right to file one or more divisional applications directed to the unelected claims. Unelected claims 9-11 are cancelled herein.

The office action rejects claims 1-5 and 8 under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 3,364,632 to Issac. The Examiner has indicated, as discussed above, that dependent claim 6 contains allowable subject matter and would be allowable if rewritten in independent form. It is submitted that claim 1, as amended incorporates the allowable subject matter of claim 6 and is therefore allowable. It is further submitted that dependent claims 2-5 and 7-8 which depend from claim 1 are allowable therewith.

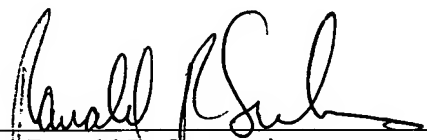
CONCLUSION

In view of the foregoing remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

In the event the Examiner disagrees with any of statements appearing above with respect to the disclosures in the cited reference, it is respectfully requested that the Examiner specifically indicate those portions of the reference providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP

By: 

Ronald R. Santucci
Registration No. 28,988
(212)-588-0800